

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SYNOPSISYS, INC.
Petitioner

v.

MENTOR GRAPHICS CORPORATION
Patent Owner

Case IPR2012-00042 (SCM)
Patent 6,240,376 B1

Before HOWARD B. BLANKENSHIP, SALLY C. MEDLEY, and
JENNIFER S. BISK, *Administrative Patent Judges*.

MEDLEY, *Administrative Patent Judge*.

ORDER
Conduct of the Proceeding
37 C.F.R. § 42.5

On March 21, 2013, the following individuals participated in the
initial conference call:¹

¹ The initial conference call is held to discuss the Scheduling Order and any motions that the parties anticipate filing during the trial. Office Patent Trial

(1) Mr. William Wright and Mr. Travis Jensen, counsel for Synopsys, Inc.;

(2) Mr. Christopher McKee and Mr. Michael CuvIELlo, counsel for Mentor Graphics Corporation; and

(3) Sally Medley, Howard Blankenship, and Jennifer Bisk, Administrative Patent Judges.²

In preparation for the initial call, patent owner Mentor Graphics filed a motions list. Paper 19. During the call, counsel for Mentor Graphics represented that Mentor Graphics seeks authorization to file a motion for additional discovery. The explanation for the motion is listed on pages 3-5 on Mentor Graphics motions list. Counsel for Synopsys did not oppose the Board granting Mentor Graphics authorization to file the motion, but indicated that Synopsys would oppose the motion.

As discussed, a party moving for additional discovery must show that such additional discovery is in the interest of justice. 37 C.F.R. § 42.51(b)(2). Based on the facts of this case, Mentor Graphics is authorized to file a motion for additional discovery.

Counsel for Synopsys indicated that Synopsys does not seek authorization to file any motions at this time. As discussed, if Mentor Graphics determines that it will file a motion to amend, they must arrange a conference call with the Board and opposing counsel to discuss the proposed motion to amend.

Neither party indicated any issues with the Scheduling Order (Paper 17) entered on February 22, 2013. Lastly, the parties represented that they

Practice Guide, 77 *Fed. Reg.* 48756, 48765 (Aug. 14, 2012).

² In addition, a court reporter was present.

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have no report regarding settlement.

It is

ORDERED that Mentor Graphics is authorized to file a motion for additional discovery under 37 C.F.R. § 42.51(b)(2);

FURTHER ORDERED that Mentor Graphics motion is due March 29, 2013, and is limited to 15 pages;

FURTHER ORDERED that Synopsys is authorized to file an opposition due April 4, 2013, and is limited to 15 pages; and

FURTHER ORDERED that a reply by Mentor Graphics is not authorized at this time.

PETITIONER:

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